

**UNITED STATES DISTRICT COURT  
DISTRICT OF MAINE**

<b>PAUL HENRY,</b>	)	
	)	
<b>Petitioner.</b>	)	
	)	
<b>v.</b>	)	<b>2:14-cr-00064-JDL</b>
	)	<b>2:18-cv-00167-JDL</b>
<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Respondent.</b>	)	

**ORDER ACCEPTING THE RECOMMENDED DECISION  
OF THE MAGISTRATE JUDGE**

The United States Magistrate Judge, John C. Nivison, filed his Report and Recommended Decision on Paul Henry's Petition pursuant to 28 U.S.C.A. § 2255 (West 2018) (ECF No. 105) on October 26, 2018, pursuant to 28 U.S.C.A. § 636(b)(1)(B) and Federal Rule of Civil Procedure 72(b). Neither party filed an objection to the Recommended Decision.

I have reviewed and considered the Magistrate Judge's Recommended Decision, together with the entire record and have made a *de novo* determination of all matters adjudicated by the Magistrate Judge's Recommended Decision. I concur with the recommendations of the United States Magistrate Judge for the reasons set forth in his Recommended Decision and determine that no further proceeding is necessary.

It is therefore **ORDERED** that the Recommended Decision of the Magistrate Judge (ECF No. 105) is hereby **ACCEPTED**, and the Petitioner's 28 U.S.C.A. § 2255

Petition (ECF No. 99)<sup>1</sup> is **DISMISSED**. It is further **ORDERED** that no certificate of appealability should issue in the event the Petitioner files a notice of appeal because there is no substantial showing of the denial of a constitutional right within the meaning of 28 U.S.C.A. § 2253(c)(2).

**SO ORDERED.**

Dated this 3rd day of December, 2018.

/s/ JON D. LEVY  
U.S. DISTRICT JUDGE

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<sup>1</sup> Henry first filed an unsigned motion (ECF No. 99) and later filed a signed version of the same motion (ECF No. 101) pursuant to an order of this Court (ECF No. 100).